

ESTATE OF LEE SUVLU

: Order Reaffirming Settlement Agreement
:
: Docket No. IBIA 93-52
:
: January 25, 1994

On October 13, 1993, the Board of Indian Appeals (Board) approved a settlement agreement in the above estate. 24 IBIA 246. On October 18, 1993, the Board received a memorandum from the Alaska Title Services Center indicating that the parties' respective interests in decedent Lee Suvlu's estate were misstated in the settlement agreement.

On January 21, 1994, the Board received a joint request for reaffirmation of the settlement agreement. The request was signed by counsel representing all of the litigating parties, and noted that the effect of the recalculation of the interests in the estate was to increase the interests held by the non-litigating parties. It appears that the request for reaffirmation of the settlement agreement is intended to foreclose any possible future litigation based on an allegation of mutual mistake of fact.

Pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1 and 4.207, and as requested by the parties, the Board hereby reaffirms its approval of the settlement agreement reached among them. The Bureau of Indian Affairs is directed to distribute decedent's trust or restricted property in accordance with Paragraph 18 of the settlement agreement, using the recalculated interests.

Kathryn A. Lynn
Chief Administrative Judge

Anita Vogt
Administrative Judge